

UNITED STATES DISTRICT COURT

for the

JUDICIAL DISTRICT OF PUERTO RICO

United States of America)

v.)

[10] LUIS FIGUEROA-TORO a/k/a "Raspu")

) Case No: 00-CR-845-10 (SEC)

) USM No: 22437-069

Date of Previous Judgment: November 14, 2002)

) Melanie Carrillo, AFPD

(Use Date of Last Amended Judgment if Applicable)

) Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of 151 months **is reduced to** 121 months .

I. COURT DETERMINATION OF GUIDELINE RANGE (*Prior to Any Departures*)

Previous Offense Level: 34

Amended Offense Level: 32

Criminal History Category: I

Criminal History Category: I

Previous Guideline Range: 151 to 188 months

Amended Guideline Range: 121 to 151 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (*explain*):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated 11/14/2002 shall remain in effect.

IT IS SO ORDERED.

Order Date: February 10, 2010

S/ SALVADOR E. CASELLAS

Judge's signature

Effective Date: February 10, 2010
(if different from order date)

SALVADOR E. CASELLAS, U.S. DISTRICT JUDGE
Printed name and title